# **Iowa Legislative Services Agency Fiscal Services**

**December 11, 2007** 

# ADMINISTRATIVE RULES – FISCAL IMPACT SUMMARIES

Section 17A.4(3) <u>lowa Code Supplement</u> requires the Legislative Services Agency (LSA) to analyze the fiscal impact of all administrative rules with an impact of \$100,000 or more and provide a summary of the impact to the Administrative Rules Review Committee (ARRC). Fiscal Impact Statements filed by State agencies can be found on our website at <a href="http://staffweb.legis.state.ia.us/lfb/docs/Admin Rules/arfiscal notes.htm">http://staffweb.legis.state.ia.us/lfb/docs/Admin Rules/arfiscal notes.htm</a>.

## **UTILITIES DIVISION**

**ARC 6418B** 

# **Rule Summary**

Implements changes to the Notice of Intent rule filed as ARC 6124B, concerning a new statute requiring providers of cable and video service in Iowa to have a certificate of franchise issued by the Utilities Board. Establishes procedures and filing fees for initial applications for franchise certificates. Clarifies that both existing, non-incumbent competitive providers and new entrants in the market must notify affected municipalities and incumbent cable providers of their intent to provide competition. Other changes modify information provided regarding an applicant's principal executive officers and the procedure relating to transfers of certificates of franchise authority.

# **Fiscal Impact**

Minimal fiscal impact. The Utilities Board anticipates that several staff members will be assigned additional duties to accommodate the new statute.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Table of Contents			
Page	Agency	Page	Agency
1	Utilities Division – Commerce Dept.	8	Dental Board
2	Veterans Affairs, Iowa Department of	8	Educational Examiners Board
2	Agriculture and Land Stewardship Dept	9	Historical Division – Cultural Affairs Dept.
2	Insurance Division – Commerce Dept.	10	Iowa Public Employees' Retirement Syst.
2	Petroleum UST Fund Board.	10	Labor Services Division – Workforce Dev.
3	Revenue Department	10	Natural Resource Commission
4	Public Health Department	10	Professional Licensure Div Public Health
4, 14	Secretary of State	11	Public Safety Department
5	Economic Development, Iowa Dept. of	13	Racing and Gaming Commission
5	Energy Independence, Office of	13	Real Estate Appraiser Examining Board
6	Human Services Department	13	Regents Board
7	<b>Environmental Protection Commission</b>	14	Transportation Department

# **VETERANS AFFAIRS, IOWA DEPARTMENT OF**

ARC 6379B

**Rule Summary** Changes reporting deadlines and application timeframes for the Veterans County

Grant Program. Requires funds to be expended within the Fiscal Year awarded. Requires FY 2009 funds to be expended for increasing services compared to those

provided in FY 2008.

Fiscal Impact The FY 2007 General Fund appropriation was \$1.0 million, with \$580,000 expended

and \$420,000 transferred to the Department of Veterans Affairs and the Veterans

Trust Fund. For FY 2008, HF 909 (FY 2008 Health and Human Services

Appropriations Act) appropriated \$750,000 for the Program.

STAFF CONTACT: Sue Lerdal (Ext. 17794) Jennifer Acton (Ext. 17942)

#### AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT

ARC 6385B

**Rule Summary** Amends the rule for grain storage and allows the Department of Agriculture and Land

Stewardship to issue a license for temporary storage space that exceeds the amount of permanent storage space by more than 50.0%. The expected corn harvest will

require additional temporary storage space.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

# **INSURANCE DIVISION - COMMERCE DEPARTMENT;**

**ARC 6205B** 

**Rule Summary** Requires training for insurance providers that sell long-term care insurance in lowa.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

# PETROLEUM UNDERGROUND STORAGE TANK (UST) FUND BOARD, IOWA COMPREHENSIVE

**ARC 6423B** 

**Rule Summary** Changes the reimbursement for the removal of tanks that were upgraded to meet

current standards. Eliminates the Board's responsibility to provide for licensing since it was transferred to the Department of Natural Resources. The Department of

Natural Resources has a separate filing adopting rules for licensing.

**Fiscal Impact** Based on the previously implemented temporary version of the rule, during which

\$938,413 was expended over the period of 20 months, the estimated increase in expenditures from the UST Fund is approximately \$500,000 per year for the first two

years.

STAFF CONTACT: Jeff Robinson (Ext. 14614); Doug Wulf (Ext. 13250); Dave Reynolds (Ext. 16934)

#### REVENUE DEPARTMENT

**ARC 6403B** 

# **Rule Summary**

Makes the following changes:

- Increases the Iowa percentage of the federal Earned Income Tax Credit (EITC) to 7.0% and makes the Iowa EITC refundable per HF 590 (State Earned Income Tax Credit Refundable Act).
- Makes the historic preservation and cultural and entertainment district tax credit refundable per SF 566 (Historic Tax Credit Program Enhancements Act).
- Allows for non-cash contributions to be made by a taxpayer for the School Tuition Organization Tax Credit per SF 601 (FY 2008 Standings Appropriations Act).

# **Fiscal Impact**

The fiscal impact for the EITC changes is an estimated reduction in General Fund revenue of \$10.0 million in FY 2008 and \$9.9 million in FY 2009. These are the same as the estimates provided during the 2007 General Assembly.

The fiscal impact for the Historical Tax Credit Program is an estimated reduction in General Fund revenue of \$350,000 in FY 2008 and \$8.1 million in FY 2009. These are the same as the estimates provided during the 2007 Legislative Session.

The fiscal impact for the School Tuition Tax Credit is an estimated reduction in General Fund revenue of \$2.5 million in FY 2009. This is the same as the estimate provided during the 2007 Legislative Session.

The total estimated reduction in General Fund revenues is \$10.4 million in FY 2008 and \$20.5 million in FY 2009.

# **ARC 6402B**

#### **Rule Summary**

Decreases the maximum allowed credits under the Wage-Benefits Program from \$10.0 million to \$4.0 million starting in FY 2008 and for subsequent years per SF 601 (FY 2008 Standings Appropriations Act.

#### **Fiscal Impact**

The change is estimated to increase General Fund revenue by \$6.0 million per year beginning in FY 2008.

#### **ARC 6404B**

## **Rule Summary**

Provides technical changes requirements for composite returns for income tax withholding.

#### **Fiscal Impact**

A minimal fiscal impact to the State.

# **ARC 6406B**

#### **Rule Summary**

Requires records subject to the replacement tax be kept by local taxing districts. Clarifies the valuation methods presently used by assessors. Accepts electronic filing for taxpayers filing property assessment protests with Boards of Review. Allows owners of properties eligible for the Property Tax Exemption, yet purchased their property after the deadline, to still be eligible for the exemption. Provides implementation of a new property tax exemption to web search portal businesses.

#### Fiscal Impact

A minimal fiscal impact to the State.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

# **PUBLIC HEALTH DEPARTMENT**

**ARC 6427B** 

**Rule Summary** Implements authority for the Department of Public Health to revoke or withhold the

registration of a swimming pool or spa.

**Fiscal Impact** No fiscal impact.

**ARC 6428B** 

Rule Summary Allows the Women, Infants, and Children (WIC) Program to share participant contact

information with other programs in the Department.

**Fiscal Impact** No fiscal impact.

**ARC 6426B** 

**Rule Summary** Rescinds and replaces rules on Healthy Families Iowa to incorporate Healthy

Families America standards into the rules.

Fiscal Impact No fiscal impact.

**ARC 6421B** 

Rule Summary Establishes a written protocol governing the organization and conduct of the

Interagency Coordinating Council for the State Medical Examiner.

Fiscal Impact No fiscal impact.

**ARC 6422B** 

**Rule Summary** Establishes protocol governing the conduct of meetings for the Advisory Council for

the State Medical Examiner.

**Fiscal Impact** No fiscal impact.

**ARC 6425B** 

Rule Summary Modification of language and public processes for criteria for awarding grants by the

Department in order to conform to standards and clarify the appeal process for

timeliness issues.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

# **SECRETARY OF STATE**

**ARC 6420B** 

**Rule Summary** 

Updates references to incorporate changes to referendums on local sales and services tax for school infrastructure funding. The changes include:

- References to elections that extend the time period a tax will be collected.
- Corrections.
- Requires petitions, motions, and the ballot language, to be limited to a single subject.
- Adds instructions for collecting the necessary information for a local option sales and services tax, for school infrastructure projects, when a board of supervisors initiates the election.

**Fiscal Impact** 

No fiscal impact.

**ARC 6424B** 

5

**Rule Summary** Incorporates the new provisions for gambling structures to conform with SF 263

(Gambling Games on Gambling Structures Act).

Fiscal Impact No fiscal impact.

STAFF CONTACT: David Reynolds (Ext. 16934)

# **ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF**

**ARC 6393B** 

Rule Summary Implements the Regional Tourism Marketing Grant Program established during the

2006 Legislative Session by HF 2791 (Distribution of Gaming Revenues Act). Describes the application requirements, review process, and contract administration

requirements.

**Fiscal Impact** The estimated \$100,000 available from gaming revenues is anticipated to be

awarded in grants during FY 2008 and grants in future years will depend on the

amount of gaming revenue.

ARC 6392B

Rule Summary Implements HF 829 (Targeted Industries Development Fund Programs Act) by

describing the purpose of the Fund, the application submittal requirements, review and approval procedures, and the contract administration provisions. The

Department is required to establish and administer a Program that provides financial and technical assistance for commercially viable products and services. Financial assistance must be awarded on a per project basis with approval of the Economic Development Board. A single project is limited to \$150,000 in financial assistance. A

match of \$1 for every \$2 received from the Department is required.

**Fiscal Impact** The Department was allocated \$3.0 million from the Grow Iowa Values Fund for the

Program. The funding is currently available each year for FY 2008 through FY 2015. The Department anticipates spending \$500,000 annually for a contract for services related to the Statewide commercialization development in the targeted industries of advanced manufacturing, biosciences, and information technology. The Department anticipates spending the remaining \$2.5 million annually for financial and technical

assistance for commercially viable projects and services.

STAFF CONTACT: Ron Robinson (Ext. 16256)

# **ENERGY INDEPENDENCE, OFFICE OF**

**ARC 6411B** 

**Rule Summary** Establishes the organizational structure and procedures for the Office of Energy

Independence and the Iowa Power Fund Board, including eligibility requirements,

evaluation criteria, and application procedures for financial assistance.

Fiscal Impact House File 927 (Iowa Power Fund Appropriations Act) appropriates \$25.0 million annually for FY 2008 through FY 2011, to the Office for deposit in the Iowa Power

Fund. The Office may use 1.5% of this money for administrative costs.

STAFF CONTACT: Deborah Helsen (Ext. 16764); Ron Robinson (Ext. 16256); Deb Kozel (Ext. 16767)

December 11, 2007 6

#### **HUMAN SERVICES DEPARTMENT**

ARC 6391B

**Rule Summary** Clarifies for providers the documentation that is required to support charges to the

Medicaid Program.

Fiscal Impact No fiscal impact.

ARC 6370B and ARC 6371B

**Rule Summary** Accommodates the collection of debts due to trafficking of Food Assistance benefits.

Fiscal Impact No fiscal impact.

**ARC 6390B** 

Rule Summary Implements a mini-simplified Food Stamp Program that allows lowa to take

advantage of an option allowed under federal Food Stamp regulations. This option helps the State meet the federal work participation rate requirements for Temporary Assistance to Needy Families (TANF) funding for Iowa's Family Investment Program.

**Fiscal Impact** No fiscal impact.

**ARC 6372B** 

**Rule Summary** Eliminates the Medicaid for Employed Persons with Disabilities (MEPD) Program

requirement for a six-month review of eligibility and reassessment of the premium amount. Requires a member's premium amount to be set for the entire 12-month enrollment period without change. Requires changes in both premium amounts and federal poverty level increments to be implemented annually on April 1. Removes the limit on the number of times that eligibility may be reinstated following a late

premium payment.

**Fiscal Impact** Minimal fiscal impact.

**ARC 6378B** 

**Rule Summary** Clarifies Medicaid Program policies for coverage of prescribed outpatient drugs.

Fiscal Impact No fiscal impact.

ARC 6368B and 6369B

**Rule Summary** Increases the Medicaid Program upper payment limit for inpatient services in a

Psychiatric Medical Institution for Children (PMIC) from \$160.71 per day to \$165.53 per day, as required by HF 909 (FY 2008 Health and Human Services Appropriation

Act).

Fiscal Impact This change is estimated to cost the State \$254,000 per year. Funding was provided

in HF 909 (FY 2008 Health and Human Services Appropriations Act).

**ARC 6412B** 

Rule Summary Clarifies the rules for the Healthy and Well Kids in Iowa (hawk-i) Program and

amends definitions to reflect current practice.

7

**Rule Summary** 

Removes a requirement to determine Medicaid eligibility for a newborn at the end of the 60 days of the lowaCare Program coverage and disallows claims of hardship if premiums are assessed retroactively for misrepresentation of a household's circumstances.

**Fiscal Impact** 

No fiscal impact.

**ARC 6374B** 

**Rule Summary** 

Maintains transportation reimbursement for PROMISE JOBS activities at 30 cents

per mile.

**Fiscal Impact** 

No fiscal impact.

**ARC 6375B** 

**Rule Summary** 

Conforms the rules to statutory changes in mandatory federal withholding forms. In 2006, the lowa Legislature amended Chapter 252D, <u>Code of Iowa</u>, to authorize an alternative method for the Child Support Recovery Unit (CSRU) to amend or update the amount of income withheld to pay court-ordered support.

**Fiscal Impact** 

No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942) Jess Benson (Ext. 14611)

## **ENVIRONMENTAL PROTECTION DIVISION -- DEPARTMENT OF NATURAL RESOURCES**

ARC 5999B

**Rule Summary** 

Delayed for 70 days at September 11 meeting. Implements the minimum standards promulgated by the federal Environmental Protection Agency (EPA) for municipal solid waste landfills that must be in compliance by October 1, 2007.

**Fiscal Impact** 

Department Expenditures: Additional expenditures by the DNR are estimated to be less than \$100,000 per year. Since the proposed rules are adopting current federal requirements, the implementation of most of these regulations is taking place now.

Landfill Expenditures: The following is a cost estimate for lowa landfills based on information provided by Shaw Environmental, Inc. There are 59 landfills operating in lowa and 11 sites plan to close prior to the proposed rules going into effect. There are 13 landfills that will be required to construct a new disposal area with a liner that complies with the federal requirements to continue accepting waste after October 1, 2007. Of the remaining landfills, several have already installed a bottom liner in a new disposal area but may be required to construct an additional side slope liner that is comparable to the liner on the bottom of the new disposal area. A landfill may also be required to perform an engineering model that verifies the existing side slope liner in place is compliant with the rule requirements. The following are estimated additional one-time costs associated with this proposed rulemaking:

Permitting costs that include site investigations, permit application fees, and plan preparation. These costs are estimated to range from no additional cost to \$168,000 per site. The maximum total estimated cost is \$2.2 million (for 13 sites). One-time costs for cell construction are estimated to range from no additional cost to \$250,000 per site. The maximum total estimated cost is \$12.0 million (for 48 sites).

- Installation of a leachate storage system is estimated to range from no additional cost to \$250,000 per site. The total estimated maximum cost is \$3.3 million (for 13 sites).
- Addition of two groundwater monitoring wells at an average of \$6,000 per site for a total estimated cost of \$378,000 (for 63 sites).
- Costs for establishing background water quality are estimated to range between \$24,000 and \$131,000 per site.

The following are estimated additional annual costs associated with this proposed rulemaking:

- Routine groundwater monitoring conducted twice a year is estimated to range between \$10,000 and \$67,000 per year per site. If additional sampling is required, the estimated costs range from \$13,000 to \$85,000 per site per year. It is unlikely that all sites would require additional sampling.
- Incremental operating costs are estimated to range from no additional cost to \$17,000 per site per year.

Total estimated costs range with a minimum of \$20,000 per year and a maximum up to \$36,000 per year.

STAFF CONTACT: Debra Kozel (Ext. 16767)

#### **DENTAL BOARD**

#### **ARC 6408B**

## **Rule Summary**

Changes the definition of personal supervision of a dental assistant trainee to require a dentist to be physically present in the treatment room for all intraoral or chair-side services of the dental assistant. Requires a licensee or registrant to be physically present for all extraoral services of the dental assistant. Authorizes registered dental assistants to take dental radiographs under the general supervision of a dentist. Clarifies that a dental assistant must either be currently certified by the Dental Assisting National Board or have two years of clinical dental assisting experience as a registered dental assistant to qualify for expanded function training.

**Fiscal Impact** No fiscal impact.

**ARC 6389B** 

**Rule Summary** 

Specifies that failure to preserve the confidentiality of patient information may be grounds for discipline.

grounds for discipline

**Fiscal Impact** 

No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

## **EDUCATIONAL EXAMINERS BOARD**

ARC 6381B

**Rule Summary** 

Strikes a description of the membership of the Board of Educational Examiners and refers to Section 272.3, Code of Iowa, where the membership is specified.

**ARC 6398B** 

9

**Rule Summary** Decreases the time period for appealing a proposed Board decision after issuance of

the decision from 60 days to 30 days. Decreases the time period for the Board to initiate review of a proposed decision after issuance from 60 days to 30 days.

Fiscal Impact No fiscal impact.

**ARC 6383B** 

Rule Summary Requires teachers to have two concentration areas to obtain a middle school

endorsement.

Fiscal Impact No fiscal impact.

**ARC 6384B** 

Rule Summary Allows the bundling of multiple endorsements into a single endorsement to provide

more options and flexibility for teachers and administrators.

Fiscal Impact No fiscal impact.

ARC 6382B

**Rule Summary** Permits teachers to remove old and unused endorsements from licenses to better

reflect what the teacher is currently qualified to teach.

Fiscal Impact No fiscal impact.

**ARC 6397B** 

**Rule Summary** Specifies that one unit of the six units required for renewal of a standard license may

be earned through mentoring student teachers or practicum students.

**Fiscal Impact** No fiscal impact.

**ARC 6396B** 

**Rule Summary** Specifies that one unit of the four units required for renewal of a master educator

license may be earned through mentoring student teachers or practicum students.

**Fiscal Impact** No fiscal impact.

ARC 6395B

**Rule Summary** Changes the Code of Professional Conduct and Ethics to reflect new statutory

requirements enacted in 2007 that require teachers and administrators to report when teaching assignments do not match licensure or when a teacher lacks the

appropriate endorsement for an assignment.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270)

# HISTORICAL DIVISION, CULTURAL AFFAIRS DEPARTMENT

ARC 5696B and 6400B

**Rule Summary** Allows for a broader range of participation in the Historical Society's award programs.

**ARC 6401B** 

10

**Rule Summary** Establishes a new system for determining the sequence for review of applications for

tax credits.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

# **IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (IPERS)**

**ARC 6407B** 

**Rule Summary** Reflects internal changes to the administration process of Qualified Domestic

Relations Orders. The Orders recognize the existence of an alternate payee's right to receive all or a portion of the benefits payable to a member of the lowa Public

Employees' Retirement System (IPERS).

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

## LABOR SERVICES DIVISION, WORKFORCE DEVELOPMENT DEPARTMENT

**ARC 6394B** 

**Rule Summary** Allows new building owners to take advantage of waivers granted to previous

building owners. Creates an additional requirement that waivers be permanently and conspicuously posted, and makes a technical edit to the rules regarding safety tests.

**Fiscal Impact** No fiscal impact.

**ARC 6386B** 

**Rule Summary** Eases requirements for elevator pit improvements.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

#### NATURAL RESOURCE COMMISSION -- DEPARTMENT OF NATURAL RESOURCES

**ARC 6387B** 

**Rule Summary** Creates a rule to designate public swimming areas at Clear Lake in Cerro Gordo

County through placement of regulatory buoys.

**Fiscal Impact** No fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

# PROFESSIONAL LICENSURE DIVISION, PUBLIC HEALTH DEPARTMENT

**ARC 6409B** 

Rule Summary Consolidates existing language from common administrative rules to the 19

Professional Boards to reduce duplication and streamline the process when changes

are made that affect the 19 Boards.

**ARC 6380B** 

11

**Rule Summary** Board of Chiropractic – Adds a reference to the continuing education standards in the

reactivation rules, adopts new standards for record keeping and billing procedures,

and rescinds language that is not supported by <u>Code of Iowa</u> language.

Fiscal Impact No fiscal impact.

**ARC 6410B** 

**Rule Summary** Cosmetology Board – Streamlines and consolidates the administrative process for

individuals holding multiple licenses issued by the Board, removes the temporary license provision and the issuance of initial manicurist licenses, and updates rules to

provide for consistency with national and professional norms.

**Fiscal Impact** Minimal fiscal impact. An estimated 300 individuals applied for a temporary permit

annually at a cost of \$35 each that will result in the loss of \$10,500 in revenue for the Board each year. Examination fees will decrease as a result of the change in processing. With 1,500 applications at \$15 per application, the loss in revenue for the Board will be \$22,500 each year. The revenue losses for the Board reflect savings

for licensees.

ARC 6399B

**Rule Summary** Physician Assistants – Clarifies continuing education requirements, rescinds old or

duplicated language, and amends both the number of Board members and the Board

title to be consistent with <u>Code of Iowa</u> changes.

**Fiscal Impact** No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

# **PUBLIC SAFETY DEPARTMENT**

**ARC 6416B** 

Rule Summary Rescinds current rules regarding transportation, handling, storage, and use of

flammable and combustible liquids and adds a new Chapter containing rule changes for the safe transportation, storage, handling, and use of flammable and combustible

liquids.

**Fiscal Impact** The fiscal impact is minimal.

**ARC 6417B** 

**Rule Summary** Rescinds current rules regarding the registration of aboveground petroleum storage

tanks and adds a new Chapter establishing procedures and requirements related to

the Aboveground Petroleum Storage Tank Registration Program.

**Fiscal Impact** The fiscal impact is minimal.

ARC 6414B

12

#### **Rule Summary**

Adds to rules governing transportation, storage, handling, and use of propane to require pressure testing of propane piping systems after any repair and to establish a protocol for addressing damage to propane piping systems.

#### **Fiscal Impact**

No fiscal impact.

**ARC 6413B** 

# **Rule Summary**

Amends rules for the State Building Code as follows:

- Requires preliminary meetings for all projects subject to the State Building Code.
- Approval of construction will not be given until a life cycle analysis or energy review, if required, is completed.
- Allows exceptions to following life cycle cost recommendations.
- Requires electronic submission of plans for projects with projected costs over \$1.0 million.
- Requires the submission of two copies of plans or the electronic submission of plans for all projects with projected costs totaling less than \$1.0 million, if the project is subject to inspections by the Building Code Bureau.
- Reduces fees for reviews of plans for small fire suppression and detection systems.
- Adds provisions for projects with staged approvals and fast track projects.
- Revises requirements for inspections of projects by the Building Code Bureau.
- Increases the filing fee for energy reviews from \$15 to \$25.

### **Fiscal Impact**

The fiscal impact is minimal.

Reduces fees for reviews of plans for small fire suppression and detection systems by \$100. In FY 2006, there were 354 plan reviews and in FY 2007, there were 365 plan reviews. Assuming approximately 360 plan reviews, with one-third subject to this rule change, the reduction in General Fund revenue is approximately \$12,000.

Increases the filing fee for energy reviews from \$15 to \$25. In FY 2006, there were 69 energy reviews completed and in FY 2007, there were 61 energy reviews completed. Assuming approximately 65 energy reviews will be completed in FY 2008 will result in an estimated increase of \$650 to the General Fund.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

# RACING AND GAMING COMMISSION

**ARC 6367B** 

# **Rule Summary** Amends the following:

- Changes due dates for licensee weekly and monthly reports to the Racing and Gaming Commission.
- Updates horse racing rules to reflect national uniformity.
- Increases the number of Commission-designated independent gambling product testing facilities to two.
- Requires the cash payout of a prize be at least 75.0% of the fair market value of the merchandise or item of value offered as a prize.
- Gambling establishments must post the actual aggregate payout of the entity's slot machines in public view.
- Requires a progressive jackpot removed from one machine to be placed in another machine within 30 days.

**Fiscal Impact** No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

#### REAL ESTATE APPRAISER EXAMINING BOARD

**ARC 6419B** 

# **Rule Summary**

Corrects the definition of an Associate Real Property Appraiser or Associate Appraiser as amended by SF 137 (FY 2007 Registration of Associate Real Estate Appraisers Act). Amends rules concerning Associate Real Property Appraisers and removes redundant information covered in other rules. Clarifies compensation for peer reviewers in accordance with the Professional Licensing Bureau's revised contract.

# Fiscal Impact

No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764), Doug Wulf (Ext. 13250)

#### **REGENTS BOARD**

**ARC 6415B** 

# **Rule Summary**

Changes the requirement that the President and the President Pro Tem of the Board of Regents be elected at the April meeting in even numbered years to being elected prior to May 1 in even numbered years. Requires a vacancy in the position of President Pro Tem of the Board of Regents to be filled as soon as practicable.

# **Fiscal Impact**

No fiscal impact.

STAFF CONTACT: Dwayne Ferguson (Ext. 16561)

# TRANSPORTATION DEPARTMENT

**ARC 6376B** 

**Rule Summary** 

Expands the definition of what qualifies as an attraction for purposes of interchange signs. Allows business signs for a single type of motorist service type to be located on two mainline service signs per direction (previously limited to one). Changes the fee schedule for the payment of logo fees.

**Fiscal Impact** 

No impact to the General Fund. The estimated fiscal impact for FY 2008 is a decrease of \$113,400 from the Primary Road Fund for the installation of 17 new large service signs to accommodate the additional logos. The Highway Beautification Fund will have an increase of an estimated \$21,600 from revenue collected from businesses for the new logos and from the new application fee. The estimated fiscal impact for FY 2009 and beyond is anticipated to be minimal. The logo fee payments may increase an average of \$32.50 per business.

**ARC 6377B** 

**Rule Summary** 

Streamlines procedures to remove form numbers and use more generic descriptions of forms, corrects and deletes outdated language, and clarifies rules for vehicle owners and lessees, lien holders, motor vehicle and trailer dealers, transporters, motor vehicle lessors, authorized vehicle recyclers, persons owning towing or recovery vehicles, and police authorities and private entities processing abandoned vehicles.

**Fiscal Impact** 

Minimal fiscal impact.

**ARC 6388B** 

**Rule Summary** 

Changes references reflecting the relocation of offices within the Department's Motor

Vehicle Division from Park Fair Mall in Des Moines to Ankeny.

**Fiscal Impact** 

No fiscal impact.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

## SECRETARY OF STATE

**ARC 6405B** 

**Rule Summary** 

Establishes rules for the provisions enacted in HF 653 (Voter Registration Act), which revises existing rules concerning acceptable identification documents for voters to submit at the polls. New rule 21.9(48A) is added to prescribe the form of notice to be sent to election-day registrants if the U.S. Postal Service returns their acknowledgement notices.

Fiscal Impact

No fiscal impact.

STAFF CONTACT: David Reynolds (Ext. 16934)